

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of  
Tomokazu KUMEUCHI, et al.

Docket No: Q85900

Appln. No.: 10/522,594

Group Art Unit: 1745

Confirmation No.: 3445

Examiner: Not Yet Assigned

Filed: January 25, 2005

For: POSITIVE ELECTRODE ACTIVE MATERIAL FOR SECONDARY BATTERY,  
POSITIVE ELECTRODE FOR SECONDARY BATTERY, SECONDARY BATTERY,  
AND PROCESS FOR MANUFACTURING POSITIVE ELECTRODE ACTIVE  
MATERIAL FOR SECONDARY BATTERY

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.97 and 1.98**

**MAIL STOP AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the document which is listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

1. Chinese Patent Application No. 1484336, issued March 24, 2004 (with an English Abstract of US2004110064). Also, Chinese Patent Application No. 1484336 corresponds to JP2004-139743 which was previously submitted in an IDS on January 25, 2005.

A copy of the listed document is submitted herewith.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /LW/

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/522,594

Attorney Docket No.: Q85900

on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a Communication from a foreign patent office in a counterpart application citing such documents, together with an English-language version (if not already included) of at least that portion of the Communication indicating the degree of relevance found by the foreign patent office.

The submission of the listed document is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

/Howard L. Bernstein Reg. No. 25,665/

Howard L. Bernstein

Registration No. 25,665

SUGHRIE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: November 13, 2006

Substitute for Form 1449 A & B/PTO				<i>Complete if Known</i>	
<b><u>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</u></b>				Application Number	10/522,594
				Confirmation Number	3445
				Filing Date	January 25, 2005
				First Named Inventor	Tomokazu KUMEUCHI
				Art Unit	1745
				Examiner Name	Not Yet Assigned
				Attorney Docket Number	Q85900
Sheet	1	of	1		

## **U.S. PATENT DOCUMENTS**

## **FOREIGN PATENT DOCUMENTS**

## **NON PATENT LITERATURE DOCUMENTS**

Examiner Signature	/Laura Weiner/	Date Considered	07/21/2008
--------------------	----------------	-----------------	------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov), MPEP 901.04 or follow the hyperlink from the title of the document to the intranet. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to indicate here if English language translation is attached.

~~SEARCHED, DRAFTED AND CONSIDERED EXCEPT WHERE LINED THROUGH.~~ /LW/